
DIGEST

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HB 308 Original

2016 Regular Session

Bacala

Abstract: Prohibits the granting of increases in pay for state employees if a budget deficit is projected during the period of time between the gubernatorial primary and inauguration, and provides for personal liability of those who granted the raise for the aggregate amount of such increases for a period of three years.

Proposed law provides that if, during the time period between the regularly scheduled gubernatorial primary election and the second Monday in Jan. next following the election, a budget status report required present law (R.S. 39:75) indicates that a projected deficit exists, no public official or employee or board or commission in state government shall increase or authorize an increase in the salary of any official or employee in the office, department, board, commission, agency, or institution under the authority of the public official or employee or board or commission during that time period. Provides that if an increase in salary is granted or authorized by a public official or employee in violation of proposed law, the public official or employee who increased the salary or authorized the increase in salary shall be personally liable for the total amount of increases in salary for a total of three fiscal years following the increase. Provides that if the increase is granted or authorized by a board or commission, each member of the board or commission who participated in and did not oppose the action shall be personally liable in equal amount for his proportionate share in the total amount of increases in salary granted or authorized for a total of three fiscal years following the increase.

Proposed law provides that if a violation occurs, the attorney general shall institute a civil action to collect the funds owed the state, unless the public officer in violation is the attorney general, in which case the district attorney for the judicial district in which the state capital is located shall institute a civil action to collect the funds owed the state. Provides all funds collected shall be deposited in the state general fund.

(Adds R.S. 42:541 and 542)